UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

MALIBU MEDIA, LLC, **Plaintiff,** **v.** **JOHN DOE, subscriber assigned IP address 100.8.114.245,** **Defendant.**	**Civil Action No. 16-908 (ES)** **ORDER**

This matter having come before the Court by way of Plaintiff's motion for an extension of time to serve defendant John Doe, see D.E. 10;

and it appearing that Plaintiff asserts it has not received from the Internet Service Provider documents responsive to its subpoena that are necessary to identify Defendant, "Defendant's identity remains unknown to Plaintiff, Plaintiff is unable to comply with the current service deadline," see Plaintiff's First Motion for Extension of Time within which It Has To Effectuate Service on Jo[h]n Doe Defendant, July 18, 2016, D.E. 10, at ¶¶4-5;

and it appearing that on June 1, 2016, this Court granted Plaintiff's first motion for an extension of time to serve defendant John Doe, thereby providing Plaintiff until July 18, 2016 to effectuate service [D.E. 7];

and it further appearing that on July 13, 2016, Plaintiff filed an Amended Complaint, naming Jeffrey Sapara as a Defendant [D.E. 8];

and it therefore appearing that Plaintiff has already identified the Defendant and amended the Complaint accordingly;

and it therefore appearing that the instant motion was filed in error;[1]

and Plaintiff therefore not having shown good cause for the application;

IT IS on this 29th day of August, 2016,

ORDERED that plaintiff's motion for an extension of time to effect service [D.E. 10] is **denied**.

s/ Michael A. Hammer__________________
UNITED STATES MAGISTRATE JUDGE

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[1] It appears that this motion is a duplicate of a previously filed motion for an extension of time to serve defendant [D.E. 6], which the Court granted on June 1, 2016 [D.E. 7]. The motion requests until July 18, 2016, to effectuate service of summons and complaint on the Defendant. Id. ¶ 7. This is the same date that the instant motion was filed, as well as the date that this Court had previously granted Plaintiff to effectuate service. See Order, June 1, 2016, D.E. 7. Further, on July 13, 2016, Plaintiff issued a request for summons to be issued as to Defendant Jeffrey Sapara [D.E. 9], and on July 19, 2016, the summons was issued [D.E. 11].